

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

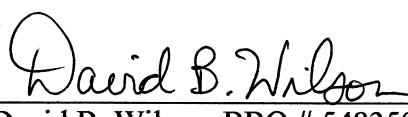
PETER MOREY, D.V.M.,)
Plaintiff,)
vs.) Civil Action No. 04-CV-10924-NMG
HEALTHY PET CORPORATION OF)
MASSACHUSETTS AND HEALTHY)
PET CORPORATION,)
Defendants.)

DEFENDANTS' RULE 16.1(D)(3) CERTIFICATION

Pursuant to the provisions of Local Rule 16.1(D)(3), defendants Healthy Pet Corporation of Massachusetts and Healthy Pet Corporation and their counsel hereby certify that they have conferred:

- (a) with a view to establishing a budget for the cost of conducting the full course and various alternative courses of the litigation; and
- (b) to consider the resolution of the litigation through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4.

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**HEALTHY PET CORPORATION OF
MASSACHUSETTS and HEALTHY
PET CORPORATION**



by: Cheryl Sonick

DATED: December 13, 2004

CERTIFICATE OF SERVICE

I hereby certify that on December 16, 2004, I caused to be served a true and correct copy of the foregoing addressed to:

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